IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2195 OF 2004
IN
APPEAL NO.472 OF 2004
IN
ARBITRATION PETITION (L) NO.162 OF 2004

Mokashi Aromas Pvt. Ltd.
& two others .. Appellants.

V/s.

Kotak Mahindra Bank Ltd. & Anr. .. Respondents.

Mr.S.S. Naphade i/b. Mohit Gadkari & Co. for the appellants.
Mr.Dinesh Purandare i/b. A. Mehta Laljee & Co. for the respondents.

CORAM : R.M. LODHA, &
J.P. DEVADHAR, JJ.

DATED : 11TH AUGUST, 2004.

P.C. :

. Heard.

2. For the reasons stated in the affidavit in support of the notice of motion, we are inclined to recall the order dated July 30, 2004 and restore the appeal to file.

3. The notice of motion is, accordingly, allowed in terms of prayer (a). Prayer (a) reads thus :

> "a) That this Hon'ble Court be pleased to set aside the order dated 30-07-2004, dismissing the above Appeal for default and to restore the above Appeal on the file of this Hon'ble Court."

4. The office is directed to place the appeal for admission on August 17, 2004.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)